

**IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

**A & R ENGINEERING AND TESTING, INC.,
Plaintiff,**

v.

**CITY OF HOUSTON, and KEN PAXTON, in
his official capacity as Attorney General of
Texas,
Defendants.**

Case No. 4:21-cv-03577

DEFENDANT KEN PAXTON'S NOTICE OF APPEAL

Defendant Ken Paxton, in his official capacity as Attorney General of Texas, hereby appeals to the United States Court of Appeals for the Fifth Circuit from the Court's Order [Dkt. 33] and Order on Temporary Injunction [Dkt. 34] entered on January 28, 2022.

Respectfully submitted.

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Attorney General of Texas

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*Counsel for Ken Paxton,
In his official capacity as Attorney General of Texas*

CERTIFICATE OF SERVICE

I hereby certify that on January 31, 2022, the foregoing *Defendant Ken Paxton's Notice of Appeal* was electronically filed with the Clerk of the Court using the CM/ECF system which will send a notice of electronic filing to all counsel of record.

/s/ Wm. Sumner Macdaniel
WILLIAM SUMNER MACDANIEL
Assistant Attorney General